

Message Text

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TO AMEMBASSY LIMA IMMEDIATE

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E.O. 11652: N/A

TAGS: EIND, EINV, BDIS, EMIN, PFOR, PE

SUBJECT: MARCONA NEGOTIATIONS - DE LA PUENTE LETTER

THE FOLLOWING IS ENGLISH TRANSLATION OF DE LA
PUENTE-FISHLOW LETTER:

QUOTE

DEAR DR. FISHLOW:

BEFORE YOUR DEPARTURE FROM LIMA AT THE CLOSE OF OUR LATEST
PERIOD OF NEGOTIATIONS, I BELIEVE IT WOULD BE USEFUL TO
REPEAT IN WRITING SOME CONSIDERATIONS REGARDING THE WAY IN
WHICH WE VIEW THE FUTURE DEVELOPMENT OF THE NEGOTIATIONS.

1. WE CONSIDER THAT THE PERIOD BEGINNING IMMEDIATELY AFTER
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THIS LATEST DIALOGUE COULD BE CALLED AN "EVALUATION" PERIOD;

THAT IS TO SAY, IN OUR UNDERSTANDING, A PERIOD FOR GATHERING TOGETHER ALL THE CONSTRUCTIVE ELEMENTS OF OUR NEGOTIATIONS AND PROJECTING THEM INTO THE NEAR FUTURE, WITHIN THE FAVORABLE TERMS PERMITTED BY OUR LAWS, OUR APPRAISAL METHODS, AND THE INFORMATION STILL PENDING--ALL OF WHICH WOULD BRING US TO A BETTER APPROXIMATION OF THE FIGURES YOU HAVE ESTABLISHED FOR CONTINUING OUR NEGOTIATIONS IN DEPTH.

2. I CAN ASSURE YOU THAT THE AUDITING WORK, AS WELL AS THE EQUITABLE CONSIDERATION OF THE TAX EXEMPTION CLAIMS SUBMITTED BY MARCONA AND OF THOSE OTHER ELEMENTS WHICH WILL HELP TO BRING OUR POSITIONS CLOSER TOGETHER, WILL CONTINUE ACTIVELY DURING THIS LATEST PERIOD, IN THE SAME SPIRIT OF CONSTRUCTIVENESS AND MUTUAL RESPECT FOR OUR RESPECTIVE LEGAL CODES.

3. I MUST REITERATE THAT WE SHALL CONTINUE TO WORK WITHIN THE LEGAL AND TECHNICAL CONTEXT; THEREFORE, ANY OTHER PRESENTATION ON YOUR PART WHICH GOES BEYOND THAT CONTEXT WILL, NATURALLY, BE CHanneLED TO THE APPROPRIATE POLITICAL LEVELS THROUGH THE COMMITTEE WHICH I HEAD.

4. WE ESTIMATE THAT WITHIN A RELATIVELY BRIEF PERIOD OF TIME WE SHALL BE ABLE TO INDICATE IN FINAL FORM THE AMOUNT WHICH THE GOVERNMENT OF PERU CONSIDERS IN KEEPING WITH THE LAW AS COMPENSATION FOR THE NATIONALIZATION OF THE MARCONA MINING AND METALLURGICAL COMPLEX.

5. I CANNOT CLOSE THIS COMMUNICATION WITHOUT AGAIN EXPRESSING OUR APPRECIATION FOR YOUR PERSONAL EFFORTS TO ARRIVE AT A SATISFACTORY SOLUTION TO THIS PROBLEM AS SOON AS POSSIBLE, AND WE ARE THEREFORE SURE, NOW THAT WE HAVE GONE MORE THAN TWO-THIRDS OF THE WAY, THAT IN THE OVERALL CONTEXT OF RELATIONS BETWEEN OUR TWO GOVERNMENTS IT IS JUSTIFIABLE TO MAKE AN ADDITIONAL EFFORT TO OVERCOME THE DIFFERENCES EXISTING UP TO NOW.

I BELIEVE THAT AS SOON AS THE ABOVE-MENTIONED WORK IS COMPLETED, WE SHALL BE ABLE TO MEET FOR WHAT WE COULD CALL THE FINAL STAGE OF OUR NEGOTIATIONS.
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PLEASE ACCEPT THE ASSURANCES OF MY DISTINGUISHED CONSIDERATION.

(SIGNATURE) JOSE DE LA PUENTE CHAIRMAN, PERUVIAN COMMITTEE END QUOTE. KISSINGER

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